AO 245B

(Rev 09/11) Judgment in a Criminal Case Sheet 1

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DATE FILED: 11/10/2014

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UNITED STATES DISTRICT COURT

Southern District of New York

	Southern Dist	rict of New Tork				
UNITED STATES OF AMERICA v. JESUS MENA		JUDGMENT IN A CRIMINAL CASE				
) Case Number: S2 1:13-CR-143-7 (JMF) USM Number: 69567-054				
) David Touger				
THE DEFENDANT:		Defendant's Attorney				
pleaded guilty to count(s)	One (1) of the S2 Indictment.					
pleaded nolo contendere to which was accepted by the						
was found guilty on count(after a plea of not guilty.	(s)					
The defendant is adjudicated	guilty of these offenses:					
Title & Section	Nature of Offense		Offense Ended	Count		
21 USC § 846	CONSPIRACY TO DISTRIBUTE	NARCOTICS	11/22/2013	1		
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The defendant is sente	enced as provided in pages 2 through f 1984.	6 of this judgment.	The sentence is impos	ed pursuant to		
☐ The defendant has been fo	und not guilty on count(s)					
Count(s)	is are	dismissed on the motion of th	e United States.			
It is ordered that the or mailing address until all fin the defendant must notify the	defendant must notify the United States es, restitution, costs, and special assessm court and United States attorney of materials.	attorney for this district within a nents imposed by this judgment a terial changes in economic circu	30 days of any change o are fully paid. If ordered umstances.	f name, residence, to pay restitution,		
		11/6/2014 Date of Imposition of Judgment Signature of Judge	9			
		Hon. Jesse M. Furman U.S	S.D.J.			
		11/6/2014 Date				

AO 245B (Rev 09/11) Judgment in Criminal Case Sheet 2 - Imprisonment

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DEFENDANT: JESUS MENA

CASE NUMBER: S2 1:13-CR-143-7 (JMF)

IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a total term of:

Twenty-four (24) months.

The court makes the following recommendations to the Bureau of Prisons:

The Court recommends that the defendant be kept at the MDC for the remainder of his sentence, if possible; if not, it is recommended that he be incarcerated in a facility as close to the NYC area as possible to maintain his family ties.

alpha	The defendant is remanded to the custody of the United States Marshal.			
	The defendant shall surrender to the United States Marshal for this district:			
	□ at □ a.m. □ p.m. on			
	☐ as notified by the United States Marshal.			
	The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons:			
	before 2 p.m. on			
	as notified by the United States Marshal.			
	as notified by the Probation or Pretrial Services Office.			
I have	RETURN executed this judgment as follows:			
	Defendant delivered on to			
a	, with a certified copy of this judgment.			
	UNITED STATES MARSHAL			
	Ву			
	DEPUTY UNITED STATES MARSHAL			

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(Rev 09/11) Judgment in a Criminal Case Sheet 3 - Supervised Release

DEFENDANT: JESUS MENA

CASE NUMBER: S2 1:13-CR-143-7 (JMF)

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SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of:

Three (3) years.

The defendant must report to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.

The defendant shall not commit another federal, state or local crime.

The defendant shall not unlawfully possess a controlled substance. The defendant shall refrain from any unlawful use of a controlled substance. The defendant shall submit to one drug test within 15 days of release from imprisonment and at least two periodic drug tests thereafter, as determined by the court.

The above drug testing condition is suspended, based on the court's determination that the defendant poses a low risk of future substance abuse. (Check, if applicable)

The defendant shall not possess a firearm, ammunition, destructive device, or any other dangerous weapon. (Check, if applicable.)

The defendant shall cooperate in the collection of DNA as directed by the probation officer. (Check, if applicable.)

The defendant shall comply with the requirements of the Sex Offender Registration and Notification Act (42 U.S.C. § 16901, et seq.) as directed by the probation officer, the Bureau of Prisons, or any state sex offender registration agency in which he or she resides, works, is a student, or was convicted of a qualifying offense. (Check. if applicable.)

The defendant shall participate in an approved program for domestic violence. (Check, if applicable.)

If this judgment imposes a fine or restitution, it is a condition of supervised release that the defendant pay in accordance with the Schedule of Payments sheet of this judgment.

The defendant must comply with the standard conditions that have been adopted by this court as well as with any additional conditions on the attached page.

STANDARD CONDITIONS OF SUPERVISION

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer in a manner and frequency directed by the court or probation officer;
- the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer; 3)
- 4) the defendant shall support his or her dependents and meet other family responsibilities;
- the defendant shall work regularly at a lawful occupation, unless excused by the probation officer for schooling, training, or other 5) acceptable reasons;
- the defendant shall notify the probation officer at least ten days prior to any change in residence or employment; 6)
- the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any 7) controlled substance or any paraphernalia related to any controlled substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity and shall not associate with any person convicted of a felony, unless granted permission to do so by the probation officer;
- the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any 10) contraband observed in plain view of the probation officer;
- the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer; 11)
- the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court; and
- as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.

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(Rev 09/11) Judgment in a Criminal Case Sheet 3A — Supervised Release

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DEFENDANT: JESUS MENA

CASE NUMBER: S2 1:13-CR-143-7 (JMF)

ADDITIONAL SUPERVISED RELEASE TERMS

- 1. The defendant shall participate in a drug-treatment program approved by the United States Probation Office, which program may include testing to determine whether the defendant has reverted to using drugs or alcohol. The Court authorizes the release of available drug treatment evaluations and reports to the substance abuse treatment provider, as approved by the Probation Officer. The defendant will be required to contribute to the costs of services rendered (co-payment), in an amount determined by the probation officer, based on ability to pay or availability of the third-party payment.
- 2. The defendant shall participate in either or both an anger management treatment program or a mental health program approved by the U.S. Probation Office. The defendant shall continue to take any prescribed medications unless otherwise instructed by the health care provider. The defendant shall contribute to the costs of services rendered not covered by third-party payment, if the defendant has the ability to pay. The Court authorizes the release of available psychological and psychiatric evaluations and reports to the health care provider.
- 3. The defendant shall participate in a vocational/educational program as deemed appropriate by the Probation Department.
- 4. The defendant shall submit his person, residence, place of business, vehicle, or any other premises under his control to a search on the basis that the probation officer has reasonable belief that contraband or evidence of a violation of the conditions of the release may be found. The search must be conducted at a reasonable time and in reasonable manner. Failure to submit to a search may be grounds for revocation. The defendant shall inform any other residents that the premises may be subject to search pursuant to this condition.
- 5. The defendant is to report to the nearest Probation Office within 72 hours of release from custody.
- 6. The defendant shall be supervised by the district of residence.

AO 245B (Rev 09/11) Judgment in a Criminal Case Sheet 5 — Criminal Monetary Penalties

DEFENDANT: JESUS MENA

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CRIMINAL MONETARY PENALTIES

The defendant must pay the total criminal monetary penalties under the schedule of payments on Sheet 6.

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	The determinates after such de		ed until	. An Amended Ji	udgment in a Criminal Co	ase (AO 245C) will be entered
	The defenda	nt must make restitution (inc	luding community	restitution) to the fe	ollowing payees in the amo	unt listed below.
						, unless specified otherwise in infederal victims must be paid
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тот	ΓALS	\$	0.00	\$	0.00	
	Restitution	amount ordered pursuant to p	olea agreement \$			
	The defendation of the defendati	ant must pay interest on resting after the date of the judgme for delinquency and default,	tution and a fine of ent, pursuant to 18	U.S.C. § 3612(f).		
	The court d	etermined that the defendant	does not have the	ability to pay intere	st and it is ordered that:	
	☐ the inte	rest requirement is waived for	or the fine	restitution.		
	☐ the inte	rest requirement for the	☐ fine ☐ re	stitution is modified	l as follows:	

^{*} Findings for the total amount of losses are required under Chapters 109A, 110, 110A, and 113A of Title 18 for offenses committed on or after September 13, 1994, but before April 23, 1996.

AO 245B (Rev 09/11) Judgment in a Criminal Case Sheet 6 — Schedule of Payments

DEFENDANT: JESUS MENA

CASE NUMBER: S2 1:13-CR-143-7 (JMF)

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SCHEDULE OF PAYMENTS

Havi	ng a	ssessed the defendant's ability to pay, payment of the total criminal monetary penalties is due as follows:
A	4	Lump sum payment of \$ 100.00 due immediately, balance due
		not later than, or in accordance
В		Payment to begin immediately (may be combined with C, D, or F below); or
С		Payment in equal (e.g., weekly, monthly, quarterly) installments of \$ over a period of (e.g., months or years), to commence (e.g., 30 or 60 days) after the date of this judgment; or
D		Payment in equal (e.g., weekly, monthly, quarterly) installments of \$ over a period of (e.g., months or years), to commence (e.g., 30 or 60 days) after release from imprisonment to a term of supervision; or
E		Payment during the term of supervised release will commence within (e.g., 30 or 60 days) after release from imprisonment. The court will set the payment plan based on an assessment of the defendant's ability to pay at that time; or
F		Special instructions regarding the payment of criminal monetary penalties:
The	defe	ne court has expressly ordered otherwise, if this judgment imposes imprisonment, payment of criminal monetary penalties is due during ment. All criminal monetary penalties, except those payments made through the Federal Bureau of Prisons' Inmate Financi ibility Program, are made to the clerk of the court. And and shall receive credit for all payments previously made toward any criminal monetary penalties imposed.
		nt and Several
	Defand	fendant and Co-Defendant Names and Case Numbers (including defendant number), Total Amount, Joint and Several Amount, I corresponding payee, if appropriate.
	The	e defendant shall pay the cost of prosecution.
	The	e defendant shall pay the following court cost(s):
	The	e defendant shall forfeit the defendant's interest in the following property to the United States:

Payments shall be applied in the following order: (1) assessment, (2) restitution principal, (3) restitution interest, (4) fine principal, (5) fine interest, (6) community restitution, (7) penalties, and (8) costs, including cost of prosecution and court costs.